

MINUTES
HAMILTON COUNTY BOARD OF COMMISSIONERS
MAY 26, 2009
Commissioners Courtroom
One Hamilton County Square
Noblesville, Indiana

The Commissioners met in Executive Session in Conference Room 1A from 12:20-1:20 p.m. President Holt called the public session to order at 1:25 p.m. declaring a quorum present of Commissioner Christine Altman and Commissioner Steven A. Holt. Commissioner Steven C. Dillinger was absent. President Holt led the Pledge of Allegiance.

Approval of Minutes

Altman moved to approve the minutes of May 6, 2009. Holt seconded. Motion carried unanimously.

Executive Session Memoranda

Altman moved to approve the Executive Session Memoranda of May 26, 2009. Holt seconded. Motion carried unanimously.

HIGHWAY BUSINESS

Road Cut Permits

Altman moved to approve Open Road Cut Permits. Holt seconded. Motion carried unanimously.

- RDCUT 2009-003 – Town of Fishers located 1,320' west of Hague Road on 106th Street for the installation of a new 24" sanitary forcemain.

Acceptance of Bonds/Letters of Credit – Highway Department

Altman moved to accept Bonds and Letters of Credit for the highway department. Holt seconded. Motion carried unanimously.

- HCHD #B-09-011 – The Cincinnati Insurance Company License Bond #B-031775 issued on behalf of Elevation Excavation, Inc., in the sum of \$25,000 for any work in County right of way to expire only when cancelled Surety.
- HCHD #B-09-0012 – Liberty Mutual Surety License or Permit Bond #6638364 issued on behalf of Wilson Water & Sewer Service, Inc. in the sum of \$25,000 for annual water tap permit to expire April 29, 2010.

Release of Bonds/Letters of Credit – Highway Department

Altman moved to release a Bond for the highway department Holt seconded. Motion carried unanimously.

- HCHD #B-01-0029 – Merchants Bonding Company License and Permit Bond #IN 19210 issued on behalf of Wilson Water & Sewer Service for Annual Water Tap Permit.

Agreements/Supplements

146th Street/Herriman Boulevard Traffic Signal

Altman moved to approve agreement HCHD #M-09-0017 with INDOT (Indiana Department of Transportation) for a signal located at Herriman Boulevard and 146th Street adjacent to the SR 37 signal. Holt seconded. Motion carried unanimously.

Bid Awards

Small Structure 33025 & 33027

Altman moved to award the bids for Small Structures No. 33025 and 33027 to Hoosier Pride Excavating with a not to exceed amount of \$463,362.57. Holt seconded. Motion carried unanimously.

Small Structure 31002 (Bridge #215)

Altman moved to award the bid for Small Structure No. 31002 (Bridge #215) 216th Street over Finley Creek in Adams and Washington Townships to Duncan Robertson, Inc. with a not to exceed amount of \$387,941.19. Holt seconded. Motion carried unanimously.

Request to Advertise

Bridge #469, Olivo Road over I-69

Altman moved to approve the request to advertise for construction of Bridge #469, Olivo Road over I-69. Bids will be opened June 22, 2009. Holt seconded. Motion carried unanimously.

Bridge #19, 256th Street over Teter Branch

Altman moved to approve the request to advertise for construction of Bridge #19, 256th Street over Teter Branch. Bids will be opened June 22, 2009. Holt seconded. Motion carried unanimously.

Title Sheets

Mr. Jim Neal requested signatures on the Title Sheets for Bridge #469, Olivo Road over I-69 and Bridge #19, 256th Street over Teter Branch. Altman moved to approve. Holt seconded. Motion carried unanimously.

MINUTES
HAMILTON COUNTY BOARD OF COMMISSIONERS
MAY 26, 2009
Commissioners Courtroom
One Hamilton County Square
Noblesville, Indiana

Design Exception - Small Structure #12001, 106th Street over Cheeney Creek

Neal requested approval of an exception to design standards to the guardrail end treatment, Type I for Small Structure #12001, 106th Street over Cheeney Creek. There is one corner the standard guardrail end treatment will not fit due to the proximity of a driveway. The county does have right of way to install a curve terminal. It is not within the school zone section of the road. Altman moved to approve the design exception. Holt seconded. Motion carried unanimously.

Highway Operational Annual Report

Altman moved to approve the Highway Department's Annual Operational Report for the year ended December 31, 2008. Holt seconded. Motion carried unanimously.

Baker Donnelson Contract

Altman reported the Baker Donnelson contract for lobbyist services will expire at the end of the month. Altman has spoken with Jan Powell and she has agreed to extend the contract under the same terms as last year. Altman moved to approve the renewal of the contract subject to signature of the finalized contract. Holt seconded. Motion carried unanimously.

IRTIP

Holt reported that Hamilton County and the City of Indianapolis are the only entities that have their share paid in full for participation in IRTIP (Indianapolis Regional Transportation Improvement Program). The standard throughout the country is everyone pays their share based on population. IRTIP has created a taskforce to decide how to implement a pay system to be allowed to participate. Altman stated the pressure needs to be kept going to make the MPO (Metropolitan Planning Organization) independent.

DILAPIDATED STRUCTURES

525 Arthur Drive, Clay Township

Mr. Chuck Kiphart reported nothing has been done since the Order was issued to the home located at 525 Arthur Drive, Indianapolis, Indiana in Clay Township. The Order instructed the owner, James E. Chalfant, to tear it down, board it up or bring it up to code and to attend today's meeting. Mr. Michael Collins, 542 Arthur Drive, reported he has lived in his home since 2007 and nothing has taken place to make the structure secure. Collins requested the home be torn down or fixed up. Kiphart stated the next step is for the Commissioners to order it demolished or have a contractor board it up or have it brought up to code. Altman and Holt agreed that the home should be demolished. Kiphart will obtain bids for the demolition and bring them back to the next meeting for approval. Altman moved to approve. Holt seconded. Holt asked if there is a county contract for demolition? Kiphart stated no. Howard recommended Kiphart speak with Tim Knapp for the list of contractors. Howard stated bids are not necessary, quotes will be sufficient. Kiphart will send notice to the homeowner that it will be demolished with the cost and a lien will be filed against the property. Holt asked how much time do the homeowners have to do something after we send them the cost of the demolition? Kiphart stated 10 days or two weeks. Kiphart stated he will follow Indiana Code. Altman withdrew her motion. Holt withdrew his second. Altman moved to proceed according to Statute with demolition and notice to the homeowner. Holt seconded. Motion carried unanimously.

24507 Brehm Road, White River Township

Kiphart reported the owner of the home located at 24507 Brehm Road in White River Township has torn off the porches and boarded up the home. The owner plans to remove the home from the property this summer. Currently it meets the county order.

146th Street and Allisonville Road

Kiphart reported the homes on the southwest corner of 146th Street and Allisonville Road have either been torn down or boarded up.

COMMUNITY DEVELOPMENT BLOCK GRANT

City of Noblesville Contract Award

Mr. Mark McConaghy requested approval of a contract with the City of Noblesville for installation of ADA ramps and curbs. Altman moved to approve. Holt seconded. Motion carried unanimously.

Substantial Amendment to Consolidated Plan

McConaghy reported the consensus of community leaders was to award \$161,066 of the CDBG-R (Community Development Block Grant-Recovery Act) to participating cities and towns for needed infrastructure improvements in eligible census tracts and \$32,212 for emergency payments to eligible residents of Hamilton County primarily to prevent foreclosure, eviction or loss of critical utilities. Funding will be provided via selected non profit agencies in Hamilton County. Altman asked if we should be utilizing the existing structure by supplementing the township budgets that are running out of poor relief funds? McConaghy stated he would have to get an opinion from HUD (Housing and Urban Development) about giving money to the Trustees. Altman stated they can just be a dispersing agent; the problem is that the citizens may not meet the poor relief standards but still need help. Altman would prefer to use the existing structure because they all network with Good Samaritan. McConaghy stated he has not identified a specific agency; in the past the Salvation Army has dispersed the funds. McConaghy will speak with the Trustees and HUD. Altman asked if the \$161,000 have to be for cities and towns infrastructure improvements? McConaghy stated no but the \$32,000 is the maximum they are allowed to use for emergency payments. Altman moved to approve #2 (entire

MINUTES
HAMILTON COUNTY BOARD OF COMMISSIONERS
MAY 26, 2009
Commissioners Courtroom
One Hamilton County Square
Noblesville, Indiana

amendment) with the substantial amendment with the provision that McConaghy come back to the Commissioners with a plan on the emergency payments. Holt seconded. Motion carried unanimously.

McConaghy reported that due to the short time frame HUD has given us they have to hold a five day public comment period following today's meeting and then the Commissioners have to approve the amendment and it is due to HUD by June 5, 2009. McConaghy has requested HUD allow the amendment to be submitted on June 8 but they will not allow the extension. Holt stated he thought the motion was to approve the amendment. Altman suggested as a condition to the approval to the public comment period, ask McConaghy to provide electronically to the Commissioners any comments and if there are no substantial variances to what has been requested the approval is final. Altman stated if necessary the Commissioners will hold an emergency meeting to consider the comments. Holt instructed McConaghy to notify he or Fred Swift if he needs the emergency meeting otherwise he has final approval.

COMMISSIONER COMMITTEE REPORTS

Central Indiana Air Quality Advisory Board [1:50]

Altman attended a meeting of the Central Indiana Air Quality Advisory Board. According to IDEM (Indiana Department of Environmental Management) we continue to see progress in our air quality numbers, both in ozone and fine particulate matter. They have been doing different modeling and they are able to determine one third of the pollutants come in from non-local sources. The Feds will continue to tighten the numbers. We are in a position to apply for attainment under a maintenance program we will continue to have problems as the bar is lowered.

Transit

Altman reported HNTB, an engineering group that does work for CIRT (Central Indiana Regional Transit Authority), four times each year will bring in a group of experts to work on a specific issue. This year central Indiana was chosen for them to bring in their national and international experts for transit. Last week they reviewed what the MPO and CIRT has created to come up with a more regional plan for distribution of transit lines with supplement on express bus and better bus routes. They came up with innovative ways to use existing rail corridors and put in express bus lines. In Hamilton County it showed Carmel being on an express bus line south using Keystone alignment, using the Nickel Plate and going across the county at 116th Street with frequent express bus. They also showed other counties within the region's existing rail corridors for express transit.

Holt stated during the IRTIP meeting it was reported that when we compare ourselves to our peer cities we have longer wait times than anyone.

Altman stated we might want to look at modeling that when we go to hybrids and electric vehicles what will that do with our gas tax generation of funds for highway maintenance and where are we going to fund that gap. Davis stated that is being looked at nationally, one of the proposals is a tax based on miles driven. He has also heard discussions of a national gas tax.

ATTORNEY

Miller Carson Drain Interlocal Agreement

Altman moved to approve an Interlocal Agreement between the Hamilton County Drainage Board and the Town Council of Atlanta for the Reconstruction of the Miller Carson Drain. Holt seconded. Motion carried unanimously.

Community Corrections Project Certificates of Substantial Completion

- McGuff Roofing
- Almet, Inc.
- Lehman's Inc. of Anderson
- Fredericks, Inc.
- Bill Lawrence Co., Inc.

Annex Building

- Retainage Escrow Agreement with Lehman's Inc. and Community Bank Trust Department for the Hamilton County Annex – Health Department.
- Construction Agreement - James Babcock, Inc.
- Construction Agreement - Lehman's Inc. of Anderson
- Construction Agreement - Fredericks, Inc.
- Construction Agreement - Bledsoe Environmental Systems Testing, Inc.
- Construction Agreement - Koorsen Fire & Security, Inc.

Altman moved to approve all documents as presented by the Attorney for the Community Corrections project and the Hamilton County Annex Building – Health Department. Holt seconded. Motion carried unanimously.

MINUTES
HAMILTON COUNTY BOARD OF COMMISSIONERS
MAY 26, 2009
Commissioners Courtroom
One Hamilton County Square
Noblesville, Indiana

PARKS DEPARTMENT

Shirts [2:00]

Mr. Al Patterson requested approval of a T-shirt for the parks department event staff. The back will say Event Staff in large letters. The Parks Department logo will be on the front of the shirt. Shirts would be purchased by the Parks Department and then after the event/season the shirts will be returned to the Parks Department and re-used the following year. Altman moved to approve. Holt seconded. Motion carried unanimously.

Monon Greenway Transportation Enhancement Grant

Patterson requested approval of an agreement with INDOT for land acquisition for the Bike Pedestrian facilities for the Monon Greenway from 216th Street to Lamong Road. The total INDOT contribution is \$1 million. County Council will need to approve the local match. Altman moved to approve. Holt seconded. Motion carried unanimously.

ADMINISTRATIVE ASSISTANT

Authorization for Meal Expense

Altman moved to approve the Authorization for Meal Expense form payable to Fred Swift in the amount of \$6.00 for refreshments at the Security Committee meeting. Holt seconded. Motion carried unanimously.

Meal Per Diem

Swift requested approval of a meal Per Diem for three (3) Treasurer's staff members who traveled to Starke County to train their Treasurer's staff. Altman moved to approve. Holt seconded. Motion carried unanimously. Holt requested Swift let the Treasurer know that we approved this claim but don't request this approval after it is done. Altman recommended we set a policy that we are happy to help other counties but expenses will be paid by the other county and the trip will be pre-approved by the Commissioners.

Artist's Association

The Hamilton County Artist's Association has requested use of the courthouse facilities on June 6. Swift stated they did prefer the use of the historic courthouse in case of rain. Altman asked if they are paying for use of the restroom and security? Swift stated yes. Altman moved to approve. Holt seconded. Motion carried unanimously.

AUDITOR

McCready and Keene Agreement [2:11]

Ms. Dawn Coverdale requested approval of the contract renewal with McCready and Keene to perform the actuarial study for the GASB #45 requirements. Altman moved to approve. Holt seconded. Motion carried unanimously.

County Treasurer's Monthly Report

Altman moved to approve the County Treasurer's Monthly Report dated April 30, 2009. Holt seconded. Motion carried unanimously.

Release of Bonds/Letters of Credit – Drainage Board

Altman moved to approve the release of Bonds and Letters of Credit for the drainage board. Holt seconded. Motion carried unanimously.

- HCDB-2005-00024 Bond Safeguard Insurance Company Performance Bond No. 5014595 for Kensington Carriage Homes at Oak Trace for Monuments & markers in the amount of \$6,720.
- HCDB-2007-00023 Harris Bank Standby Letter of Credit #HACH179020OS for Village on the Monon Storm Sewers in the amount of \$106,856.10.
- HCDB-2008-00013 – Bond Safeguard Insurance Company Subdivision Bond No. 5033223 for Westmont Section 1 Monumentation in the amount of \$10,776.

Payroll Claims

Altman moved to approve the Payroll Claims for the period of May 4-17, 2009 paid May 29, 2009. Holt seconded. Motion carried unanimously.

Vendor Claims

Altman moved to approve Vendor Claims to be paid May 27, 2009 with the exception of the Superior 1 claim. Holt seconded. Motion carried unanimously.

Clerk's Monthly Report

Altman moved to approve the Clerk's Monthly Report. Holt seconded. Motion carried unanimously.

Tax Bills

Coverdale reported Kim Good, Treasurer, sent a letter to the State requesting an extension on the due date for the tax bills to July 10, 2009.

Executive Session

Commissioners scheduled an Executive Session for Friday, May 29, 2009 at 8:00 a.m. for personnel issues. The monthly highway meeting is cancelled.

MINUTES
HAMILTON COUNTY BOARD OF COMMISSIONERS
MAY 26, 2009
Commissioners Courtroom
One Hamilton County Square
Noblesville, Indiana

Altman moved to adjourn. Holt seconded. Motion carried unanimously.

Commissioners Correspondence
IDEM Confined Feeding Operation Approval Renewal
 Craigcroft, Inc. - Noblesville

Present
Christine Altman, Commissioner
Steven A. Holt, Commissioner
Dawn Coverdale, Auditor
Fred Swift, Administrative Assistant to Commissioners
Kim Rauch, Administrative Assistant to Auditor
Michael Howard, Attorney
Doug Carter, Sheriff
Brad Davis, Highway Director
Jim Neal, County Highway Engineer
Joel Thurman, Highway Project Engineer
Brandi Wariner, Highway Public Service Representative
Dave Lucas, Highway Staff Engineer
Christopher Burt, Highway Engineering Technician
Tim Knapp, Highway Right-of-Way Manager
Matt Knight, Highway Bridge Program Engineer
Faraz Khan, Highway Staff Engineer
Kathy Howard, Highway Department Administrative Manager
Bob Davis, Highway Superintendent
Clint Sparks, American Structurepont, Inc.
Patti Smith, Beam, Longest and Neff
Floyd Burroughs, Floyd E. Burroughs & Associates
Becki Wise-Kent, USI
Al Patterson, Parks Department
Chuck Kiphart, Plan Commission
Michal Collins, Arthur Drive
Mark McConaghy, Noblesville Housing Authority

APPROVED
HAMILTON COUNTY BOARD OF COMMISSIONERS

ATTEST

Dawn Coverdale, Auditor